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AMENDMENT TRANSMITTAL LETTER

Docket No.
SPINE 3.0-437 CPCPCPCPCPCPCP II

Application No.
10/784,645-Conf. #8190

Filing Date
February 23, 2004

Examiner
B. E. Pellegrino

Art Unit
3738

Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok

Invention: WEDGE PLATE INSERTER/IMPACTOR AND RELATED METHODS FOR USE
INIMPLANTING ANARTIFICIAL INTERVERTEBRAL DISC

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	6	- 20 =		x	
Independent Claims	1	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					

Large Entity

Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

A check in the amount of \$ _____ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

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Dated: October 11, 2007

William A. Di Bianca

Attorney/Agent Reg. No.: 58,653

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

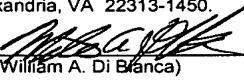
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(William A. Di Bianca)



Docket No.: SPINE 3.0-437 CPCPCPCPCPCPC II CON I
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/784,645

: Group Art Unit: 3738

Filed: February 23, 2004

: Examiner: Pellegrino,
Brian E.

For: WEDGE PLATE INSERTER/IMPACTOR
AND RELATED METHODS FOR USE
INIMPLANTING ANARTIFICIAL
INTERVERTEBRAL DISC

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Office Action mailed April 11, 2007, Applicants submit the following amendments and remarks.